

EXHIBIT 5

1 UNITED STATES DISTRICT COURT
2
3 IN AND FOR THE DISTRICT OF WYOMING

4 -ooOoo-

5 STEPHANIE WADSWORTH, :
6 Individually and as :
7 Parent and Legal :
8 Guardian of W.W., K.W., :
9 G.W. and L.W., minor : Case No.
10 children, and MATTHEW : 2:23-cv-00118-NDF JURY
11 WADSWORTH, :
12 Plaintiff, :
13 v. :
14 WALMART, INC. and JETSON :
15 ELECTRIC BIKES, LLC, :
16 Defendants. :
17 :
18 :
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25 :

DEPOSITION OF MATTHEW WADSWORTH
TAKEN THROUGH
VERITEXT

Taken on Monday, February 26, 2024
9:57 a.m. to 2:47 p.m.

At HAMPTON INN
1055 Wild Horse Canyon Road
Green River, Wyoming 82935

Reported by: Abigail D.W. Johnson, RPR, CRR, CRC
Job No.: CS6457156

1 Q. Are you a smoker?

2 A. Yes.

3 Q. Okay. How much do you smoke?

4 A. Now? A pack a day.

5 Q. Okay. And how long has the pack a day
6 habit been in place?

7 A. Years.

8 Q. Okay. In 2022, how much would you average
9 smoking on a given day?

10 A. I was in the process of trying to quit.

11 Q. Okay.

12 A. So I was -- I cut back to about a half a
13 pack.

14 Q. How about Stephanie? Does she -- I
15 understand she doesn't smoke presently; correct?

16 A. Incorrect.

17 Q. She does smoke?

18 A. Correct.

19 Q. Okay. How much does she smoke presently?

20 A. I don't know.

21 Q. Okay. Do you know, in 2022, how much she
22 smoked on a daily average?

23 A. I don't know.

24 Q. Okay. Any -- do you guys vape at all?

25 A. I do. I have been trying to use it for a